

**GOVERNMENT OF ANDHRA PRADESH
ABSTRACT**

POLICE – Adhoc/temporary promotion of certain Deputy Superintendents of Police (AR) as Commandant (AR/HGs) (NC) now Addl. Superintendent of Police (AR) for the panel year 2011-2012 – Adhoc promotion to Sri T.Shiva Reddy, Deputy Superintendent of Police (AR) as Addl. Superintendent of Police (AR) – Orders – Issued.

HOME (SER-I) DEPARTMENT

G.O. Ms. No. 72

Dated:4-4-2014

Read the following:-

- 1.G.O.Ms.No.88, Home (Ser.I) Department, dated 16.4.2011
- 2.G.O.Ms.No.249, Home (Ser.I) Department, dated 29.10.2011
- 3.G.O.Ms.No.269, Home (Ser.I) Department, dated 17.11.2011
- 4.From the Hon'ble Tribunal judgment dated 26.4.2012 in O.A.No.8547/2011
- 5.From the Hon'ble High Court judgment dated 26.4.2013 in WP.Nos.1471/13 and 13537/2012
- 6.From the Hon'ble Tribunal orders dated 20.1.2014 in C.A.No.1701/2013 in O.A.No.8547/2011
- 7.From the Director General of Police, A.P., Hyderabad Lr. Rc.No.1321/G5/2011, dated 22.1.2014
- 8.G.O.Ms.No.10 and 11, Home (Ser.I) Department, dated 25.1.2014
- 9.From the Director General of Police, A.P., Hyderabad Lr. Rc.No.101/G5/2011, dated 6.2.2014 and 5.3.2014
- 10.Proceedings of the Review Screening Committee meeting dated 29.3.2014

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ORDER:-

In the G.O. 2nd read above, the Government approved the temporary panel of Deputy Superintendents of Police (AR), fit for adhoc/temporary promotion as Commandants (AR/HGs) (NC), for the panel year 2011-2012, subject to directions, outcome of the O.As/W.Ps/W.As/R.Ps/C.As., etc. pending, if any, before the Tribunal/Courts etc., including the names of the following (12) members:

Sl. No.	Name of the Deputy Superintendent of Police (AR) S/Sri/Smt.	Remarks
1.	M.Babu Rao – ST	against ST (W) C/F RP-8
2.	G.Mallaiah	RP – 28 Promotion should be deferred until termination of the disciplinary proceedings pending against him.
3.	M.Mahesh Kumar	RP-29
4.	N.V.Kishan Rao	RP-30
5.	G.R.Prabhakar	RP-31
6.	V.Devender Kumar	RP-32
7.	S.Veerabhadru-ST	ST – RP-33
8.	E.Vijay Kumar	RP-34
9.	P.Prakash Rao – SC	RP-35
10.	E.Srinivas	RP-36
11.	T.Anand Babu	RP-37
12.	K.Narsimha	RP-38

2. In the G.O. 3rd read above, the Government in terms of Rule-10 (a) of A.P. State & Subordinate Service Rules, 1996, temporarily promoted them as Commandants (AR/HGs) (NC) now re-designated as Addl. S.P. (AR), subject to condition that the commencement of probation in the promoted post will be only after completion of minimum service in the feeder category. In the promotion order it was mentioned that they are purely temporary and are liable to be reverted to the

lower post at any time without assigning any reason thereof, and subject to directions/outcome of O.As/W.Ps/ W.As/R.Ps/C.As., pending, if any, before the Tribunal and Courts. The promotions of Sri M.Mahesh Kumar and Sri N.V.Kishan Rao, was subject to out come of O.A.No.8547/2011 pending before the Hon'ble APAT, Hyderabad. Subsequently, as per the Review Screening Committee meeting held on 9.2.2012, the name of Sri T.Pulender Reddy, was included in the panel and the last name of Sri K.Narasimha was deleted from the panel vide G.O.ms.No.31, Home (Ser.I) Department, dated 16.2.2012.

3. The Hon'ble A.P.A.T., in its judgement in the reference 4th read above, filed by Sri T.Shiva Reddy, D.S.P. (AR), declared that Sri M.Mahesh Kumar and Sri N.V.Kishan Rao are not entitled for the benefit under G.O. 1st read above, and directed the respondents to place the name of the applicant over and above the 3rd and 4th respondents and promote him as Commandant (AR), with all consequential benefits, and pass appropriate orders. Sri Mahesh Kumar and Sri N.V.Kishan Rao filed W.P.No.13537/2012 in the Hon'ble High Court against the orders of the Hon'ble Tribunal. The Hon'ble High Court in its judgment in the reference 4th read above, dismissed the W.Ps. The Hon'ble Supreme Court in its orders dated 16.8.2013 in SLP No.24647/2013 also upheld the orders of the Hon'ble Tribunal.

4. The D.G.P., in his letter dated 22.8.2013 has sought some clarification on implementation of the orders of the Hon'ble APAT dated 26.4.2012 in O.A.No.8547/2011. The letter of the D.G.P., was examined and the Government issued a detailed clarification vide Memo. dated 17.1.2014.

5. The Hon'ble APAT in its orders in the reference 6th read above, on "Personal Appearance" caption, passed the following orders:

"This Tribunal passed orders in O.A.No.8547/2011 declaring that the 3rd and 4th respondents are not entitled for the benefit under G.O.Ms.No.88, dated 16.4.2011. The order of this Tribunal was confirmed by the Hon'ble High Court and also the Hon'ble Supreme Court. Despite that the respondents No.1 and 2 are not taking steps to revert the respondents No.3 and 4.

Therefore, the respondents No.1 and 2 are directed to **cause production of the reversion order by 27.1.2014.**

Post the case on 27.1.2014 under the same caption".

6. In the reference 7th read above, keeping in view of the orders of the Hon'ble APAT, the D.G.P., sent proposals for reversion of S/Sri M.Mahesh Kumar, N.V.Kishan Rao and Sri K.Narasimha, as Deputy Superintendents of Police (AR).

7. Accordingly, the Government vide G.O. Ms. 8th read above, issued reversion orders in respect of Sri M.Mahesh Kumar, Sri N.V.Kishan Rao and Sri K.Narasimha, as Deputy Superintendents of Police (AR).

8. In the letters 9th read above, the Director General of Police, A.P., Hyderabad, keeping in view of the orders of Hon'ble Tribunal and as per the clarification issued by the Government, has furnished proposals together with revised seniority list, for convening of Review Screening Committee meeting for the panel year 2011-2012. He has also certified that no eligible Deputy Superintendent of Police (AR), under the zone of consideration is left over.

9. Accordingly, necessary proposals were placed before the Review Screening Committee for review of the panel of Deputy Superintendents of Police (AR) fit for adhoc promotion as Commandant (AR/HGs) now redesignated as Addl. Superintendent of Police (AR) for the panel year 2011-2012, to consider the case of Sri T.Shiva Reddy, D.S.P. (AR) for adhoc promotion as Addl. Superintendent of Police (AR), keeping in view of the orders of the Hon'ble Tribunal dt 26.4.2012 in O.A.No.8547/2011.

10. The Review Screening Committee, which met on 29.3.2014, has submitted its recommendations in the reference 10th read above. The Review Screening Committee, in order to comply with the orders of Hon'ble APAT dated 26.4.2012,

after going through the A.C.Rs., relevant records and other material papers, relating to Sri T.Shiva Reddy, D.S.P. (AR) and after making an overall assessment of his service record and work done, recommended his name for **adhoc** promotion under Rule 10 (a) of A.P. State & Subordinate Service Rules, 1996 to the category of Commandant (AR)/HGs) {now re-designated as Addl. S.P. (AR)}, subject to following the procedure laid down in Rule-24 and 25 of A.P. State & Subordinate Service Rules for revision of seniority and also directions/outcome of O.As/W.Ps/W.As/RPs/CAs/SLPs etc., if any pending before the Tribunal/Courts etc.,

11. After careful examination of the matter, the Government, hereby **promote** Sri T.Shiva Reddy, D.S.P. (AR), on **adhoc basis** as Commandant (AR/HGs) now re-designated **as Addl. S.P. (AR)**, under Rule 10 (a) of A.P. State & Subordinate Service Rules, **subject to following the procedure laid down in rule-24 and 25 of A.P. State & Subordinate Service Rules for revision of seniority** and also directions/outcome of OAs/WPs/WAs/RPs/CAs/SLPs etc., if any pending before the Tribunal/ Courts etc.

12. The officer promoted in para 11 above, shall join in the promotion post within a period of 15 days from the date of receipt of the orders. If he fails to join the new post within the said time limit or evade to join the post by proceeding on leave, he shall forfeit his right of appointment both for the present and in future for his promotion post.

13. The Director General of Police, A.P., Hyderabad, is requested to furnish posting proposals of the individual, after placing the matter before the Police Establishment Board.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

T.P.DAS
PRINCIPAL SECRETARY TO GOVERNMENT

To
The individual thro'
the Director General of Police, A.P., Hyderabad
The Director General of Police, A.P., Hyderabad

Copy to:-

The Accountant General, A.P., Hyderabad
The Director of Treasuries & Accounts, A.P., Hyderabad
The Government Pleader for Home (S), A.P.A.T., Hyderabad
The General Administration (DPC) Department
SF/SC

//FORWARDED BY ORDER//

SECTION OFFICER